

HAYES PAWLENKO LLP
Matthew B. Hayes (SBN 220639)
Kye D. Pawlenko (SBN 221475)
mhayes@helpcounsel.com
kpawlenko@helpcounsel.com
595 E. Colorado Blvd., Ste. 303
Pasadena, CA 91101
Tel: (626) 808-4357
Fax: (626) 921-4932

Attorneys for Plaintiff
CONNIE SCHWENDEMAN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CONNIE SCHWENDEMAN, an individual
on behalf of herself and others similarly
situated,

Plaintiff,

v.

HEALTH CAROUSEL, LLC, *et al.*,

Defendants.

Case No. 5:18-cv-07641-BLF

**~~PROPOSED~~ ORDER GRANTING
MOTION FOR APPROVAL OF
SETTLEMENT OF CALIFORNIA
LABOR CODE PRIVATE ATTORNEY
GENERAL ACT (“PAGA”) CLAIM IN
ACCORDANCE WITH LABOR CODE §
2699(l)(2)**

Date: July 23, 2020

Time: 9:00 a.m.

Location: Courtroom 3

1 The currently operative First Amended Complaint in this action asserts a single claim by
 2 Plaintiff Connie Schwendeman ("Plaintiff") for civil penalties against Defendants Health
 3 Carousel, LLC and Health Carousel Travel Network, LLC ("Defendants") pursuant to the
 4 California Labor Code Private Attorney General Act ("PAGA") (Cal. Labor Code § 2698 et seq.).
 5 Now pending before the Court is a motion for approval of a settlement of the PAGA claim. The
 6 Court has considered all papers, evidence and argument submitted regarding the proposed
 7 settlement. Based on the foregoing, IT IS HEREBY ORDERED ADJUDGED AND DECREED
 8 as follows:

- 9 1. In accordance with California Labor Code section 2699(1)(2), the Court has
 10 reviewed the Joint Stipulation of Private Attorneys General Act Settlement and
 11 Release Between Plaintiff and Defendants (hereafter "Settlement") and approves
 12 the Settlement because it complies with PAGA's statutory requirements and is fair,
 13 reasonable, and adequate;
- 14 2. The Court approves attorneys' fees to Plaintiff's counsel in the amount of
 15 \$28,333.33 and reimbursement of litigation costs in the amount of \$1,116.96,
 16 which shall be paid in accordance with the terms of the Settlement;
- 17 3. The Court approves the incentive award of \$850 to Plaintiff, which shall be paid in
 18 accordance with the terms of the Settlement;
- 19 4. The Court approves settlement administration fees and expenses to Phoenix Class
 20 Action Administration in the amount of \$4,000, which shall be paid in accordance
 21 with the terms of the Settlement;
- 22 5. The parties shall fulfill all other terms of the Settlement;
- 23 6. All claims currently pending in the action are dismissed with prejudice; and
- 24 7. The Court will retain jurisdiction to enforce the terms of the Settlement.

25 **IT IS SO ORDERED**

26 DATED: July 23, 2020



HON. BETH LABSON FREEMAN
 United States District Judge